#### IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

In re: HIGHLAND CAPITAL MANAGEMENT, L.P., Reorganized Debtor.	) Chapter 11 ) Case No. 19-34054 (SGJ) )
HIGHLAND CAPITAL MANAGEMENT, L.P.,  Plaintiff,	) ) ) Civ. Act. No. 3:21-cy-00881-X
v.  NEXPOINT ASSET MANAGEMENT, L.P. (F/K/A HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P.), et al.,  Defendants.	) (Consolidated with 3:21-cv-00880-X) 3:21-cv-01010-X; 3:21-cv-01360-X; 3:21-cv-01362-X; 3:21-cv-01378-X; 3:21-cv-01379-X; 3:21-cv-03207-X; 3:22-cv-0789-X)

#### **CERTIFICATE OF SERVICE**

I, Esmeralda Aguayo, depose and say that I am employed by Kurtzman Carson Consultants LLC ("KCC"), the claims and noticing agent for the Reorganized Debtor in the bankruptcy case of *Highland Capital Management*, *L.P.*, Case No. 19-34054-sgj11 (Bankr. N.D. Tex).

On July 14, 2023, at my direction and under my supervision, employees of KCC caused the following documents to be served via Electronic Mail upon the service lists attached hereto as **Exhibit A** and **Exhibit B**:

- Highland Capital Management, L.P.'s Motion to Deem the Dondero Entities Vexatious Litigants and for Related Relief [Docket No. 136]
- Highland Capital Management, L.P.'s Memorandum of Law in Support of its Motion to Deem the Dondero Entities Vexatious Litigants and for Related Relief [Docket No. 137]

(Continued on Next Page)

• Appendix in Support of Motion to Deem the Dondero Entities Vexatious Litigants and for Related Relief [Docket No. 138]

Dated: January 23, 2024

/s/ Esmeralda Aguayo Esmeralda Aguayo KCC 222 N Pacific Coast Highway, Suite 300 El Segundo, CA 90245

# **EXHIBIT A**

# Case 3:21-cv-00881-X Document 183 Exhibit 01/23/24 Page 4 of 7 PageID 67992

Served via Electronic Mail

Description	CreditorName	CreditorNoticeName	Email
	Bonds Ellis Eppich Schafer	John T. Wilson, IV, William R.	john.wilson@bondsellis.com;
Counsel for James Dondero	Jones LLP	Howell, Jr., D Michael Lynn	william.howell@bondsellis.com
Financial Advisor to Official Committee of		, , ,	<u> </u>
Unsecured Creditors	FTI Consulting	Earnestiena Cheng	Earnestiena.Cheng@fticonsulting.com
Counsel for Nancy Dondero	Greenberg Traurig, LLP	Daniel P. Elms	elmsd@gtlaw.com
,	3 3,	Melissa S. Hayward, Zachery Z.	MHayward@HaywardFirm.com;
Counsel for the Debtor	Hayward & Associates PLLC	Annable	ZAnnable@HaywardFirm.com
Counsel for the Dugaboy Investment Trust,			Ŭ ,
Get Good Trust, The Get Good Non-Exempt			ddraper@hellerdraper.com;
Trust 1, and The Get Good Non-Exempt		Douglas S. Draper, Leslie A.	lcollins@hellerdraper.com;
Trust 2	Heller, Draper & Horn, L.L.C.	Collins, Greta M. Brouphy	gbrouphy@hellerdraper.com
Counsel for Highland Capital Management	, ,		1 70 1
Fund Advisors, L.P., NexPoint Advisors,			
L.P., Highland Income Fund, NexPoint			
Strategic Opportunities Fund, NexPoint		Davor Rukavina, Esq., Julian P.	drukavina@munsch.com;
Capital Inc. and James Dondero	Munsch Hardt Kopf & Harr, P.C.	Vasek, Esq.	jvasek@munsch.com
		, ,	rpachulski@pszjlaw.com;
			jpomerantz@pszjlaw.com;
		Richard M. Pachulski, Jeffrey N.	ikharasch@pszjlaw.com;
		Pomerantz, Ira D. Kharasch,	joneill@pszjlaw.com;
		James E. O'Neill, Robert J.	rfeinstein@pszjlaw.com;
	Pachulski Stang Ziehl & Jones	Feinstein, John A. Morris,	jmorris@pszjlaw.com;
Counsel for the Debtor	LLP	Gregory V. Demo	gdemo@pszjlaw.com
		Robert Joel Feinstein, Hayley R.	rfeinstein@pszjlaw.com;
	Pachulski Stang Ziehl & Jones	Winograd, Judith Elkin, Jordan A	hwinograd@pszjlaw.com;
Counsel for the Debtor	LLP	Kroop, Robert J Feinstein	jelkin@pszjlaw.com
			mclemente@sidley.com;
		Matthew Clemente, Alyssa	alyssa.russell@sidley.com;
Counsel for Official Committee of Unsecured		Russell, Elliot A. Bromagen,	ebromagen@sidley.com;
Creditors	Sidley Austin LLP	Dennis M. Twomey	dtwomey@sidley.com
		,	preid@sidley.com;
Counsel for Official Committee of Unsecured		Penny P. Reid, Paige Holden	pmontgomery@sidley.com;
Creditors, Marc. S. Kirschner, as Litigation		Montgomery, Juliana Hoffman,	jhoffman@sidley.com;
Trustee of the Highland Litigation Sub-Trust	Sidley Austin LLP	Chandler M. Rognes	crognes@sidley.com
Counsel for James Dondero, Nancy		Ţ.	<u> </u>
Dondero, Highland Capital Management			
Services, Inc. and HCRE Partners, LLC		Deborah Deitsch-Perez, Michael	deborah.deitschperez@stinson.com;
(n/k/a NexPoint Real Estate Partners, LLC)	Stinson LLP	P. Aigen	michael.aigen@stinson.com
Bankruptcy Judge	US Bankruptcy Court	Hon. Stacey G Jernigan	sgj settings@txnb.uscourts.gov
	or Danisapio, Court	ctaccy c configur	brant.martin@wickphillips.com;
		Brant C. Martin, Jason M. Rudd,	jason.rudd@wickphillips.com;
Counsel for Highland Capital Management	Wick Phillips Gould & Martin,	Lauren K. Drawhorn,	lauren.drawhorn@wickphillips.com;
Services, Inc.	LLP	Jeffrey W. Hellberg Jr.	jeff.hellberg@wickphillips.com
	<u></u>	John Of W. Homborg Or.	Journal State Morthillips.com

# **EXHIBIT B**

#### Served via Electronic Mail

Description	CreditorName	CreditorNoticeName	Email
Counsel for James Dondero	Cecere PC	J Carl Cecere	ccecere@cecerepc.com
Counsel to James Dondero, Highland Capital	000010110	o can occord	0000010@000010p0.00111
Management Fund Advisors LP, NexPoint			
Advisors LP, The Dugaboy Investment Trust,			
The Get Good Trust and NexPoint Real Estate			
Partners, LLC (f/k/a HCRE Partners, LLC)	Crawford Wishnew & Lang	Michael J Lang	mlang@cwl.law
Counsel for James Dondero	David Kane PC	David L Kane	david@davidkanepc.com
Counsel for Highland Capital Management			·
Fund Advisors, L.P., James D. Dondero,			
NexPoint Advisors, L.P., Strand Advisors, Inc.,			
The Dugaboy Investment Trust and The Get		Amy L. Ruhland, Jason M	amy.ruhland@dlapiper.com;
Good Trust, HMIT and Rand	DLA PIPER LLP	Hopkins	jason.hopkins@dlapiper.com
Counsel For Nexpoint Real Estate Partners,		Charles W. Gameros, Jr.,	
LLC, F/K/A HCRE Partners, LLC, Matt		P.C., Douglas Wade Carvell,	BGameros@LegalTexas.com;
McGraner	Hoge & Gameros, L.L.P.	P.C.	WCarvell@LegalTexas.com
Counsel for NextPoint Advisors LP	Jain Law & Associates PLLC	Kristin H Jain	KHJain@SkiJain.com
Counsel for Highland Capital Management			
Fund Advisors, L.P., NexPoint Advisors, L.P.,			
Highland Income Fund, NexPoint Strategic			
Opportunities Fund, NexPoint Capital Inc., and	K01 O - t - 11 D	A 1 11	Lee.hogewood@klgates.com;
Highland Fixed Income Fund	K&L Gates LLP	A. Lee Hogewood, III	a.lee.hogewoodiii@klgates.com
Counsel for Highland Capital Management			
Fund Advisors, L.P., NexPoint Advisors, L.P.,			
Highland Income Fund, NexPoint Strategic	1401 0 4 11 0		
Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	Artoush Varshosaz	artoush.varshosaz@klgates.com
Counsel for Highland Capital Management			
Fund Advisors, L.P., NexPoint Advisors, L.P., et al	K&L Gates LLP	David R. Fine	david.fine@klgates.com
Counsel for Highland Capital Management	NAL Gales LLP	David R. Fille	david.iirie@kigates.com
Fund Advisors, L.P., NexPoint Advisors, L.P.,			
let al	K&L Gates LLP	Emily K. Mather	emily.mather@klgates.com
Counsel for Highland Capital Management	NGE Gales EEI	Limy K. Watter	chiny.matricr@kigates.com
Fund Advisors, L.P., NexPoint Advisors, L.P.,			
Highland Income Fund, NexPoint Strategic			
Opportunities Fund, NexPoint Capital Inc., and			
Highland Global Allocation Fund	K&L Gates LLP	James A. Wright III	james.wright@klgates.com
Counsel for Highland Capital Management		James 7 tt 1111.g.tt 111	James m.g.n.g.n.ganss.ssm
Fund Advisors, L.P., NexPoint Advisors, L.P.,			
Highland Income Fund, NexPoint Strategic			
Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	Stephen G. Topetzes	stephen.topetzes@klgates.com
			jcoleman@krcl.com;
	Kane Russell Coleman Logan	Joseph M. Coleman, John J.	jkane@krcl.com;
Counsel for CLO Holdco, Ltd. and Grant Scott	PC	Kane, Brian W. Clark	bclark@krcl.com
·		Hugh G. Connor II, Michael D.	hugh.connor@kellyhart.com;
Counsel for CLO Holdco, Ltd. and Highland		Anderson, Katherine T.	michael.anderson@kellyhart.com;
Dallas Foundation, Inc.	Kelly Hart & Hallman	Hopkins	katherine.hopkins@kellyhart.com
		Amelia L. Hurt, Hugh G.	amelia.hurt@kellyhart.com;
		Connor II, Michael D.	hugh.connor@kellyhart.com;
Counsel for CLO Holdco, Ltd. and Highland		Anderson, Katherine T.	michael.anderson@kellyhart.com;
Dallas Foundation, Inc.	Kelly Hart & Pitre	Hopkins	katherine.hopkins@kellyhart.com
Counsel for CLO Holdco, Ltd. and Highland			
Dallas Foundation, Inc.	Kelly Hart & Pitre	Louis M. Phillips	louis.phillips@kellyhart.com
Counsel for Highland CLO Funding Ltd.	King & Spalding LLP	Jonathan W. Jordan	jjordan@kslaw.com
Counsel for Highland CLO Funding Ltd.	King & Spalding LLP	Paul R. Bessette	pbessette@kslaw.com
Counsel for James Dondero	Law Office of Michael Eidelman	Michael Eidelman	meidelman@vedderprice.com
		Jeffrey S. Levinger, J. Carl	jlevinger@levingerpc.com;
Counsel for James Dondero	Levinger PC	Cecere	ccecere@cecerepc.com
Counsel for Highland Capital Management	Manage de Llas Black (CO.)	Thomas Builde	the second secon
Fund Advisors, L.P.	Munsch Hardt Kopf & Harr PC	Thomas Daniel Berghman	tberghman@munsch.com
Counsel for CLO Holdco, Ltd.	Myers Bigel P.A.	Grant Scott, Director	gscott@myersbigel.com
Council for Hunton Mountain Investment Tour	Parsons McEntire McCleary	Sawnie A McEntire, Roger L.	smcentire@pmmlaw.com;
Counsel for Hunter Mountain Investment Trust		McCleary	rmccleary@pmmlaw.com
Counsel for Hunter Mountain Trust	Rochelle McCullough, LLP	E. P. Keiffer	pkeiffer@romclaw.com

# Case 3:21-cv-00881-X Document 183 Exhibit 01/23/24 Page 7 of 7 PageID 67995

Served via Electronic Mail

Description	CreditorName	CreditorNoticeName	Email
Counsel for The Charitable DAF Fund, L.P.,			
CLO Holdco, Ltd., Mark Patrick, Sbaiti &			
Company, PLLC, Mazin A. Sbaiti, Jonathan			
Bridges, and , PCMG Trading Partners XXIII,		Mazin A Sbaiti, Jonathan	MAS@SbaitiLaw.com;
L.P	Sbaiti & Company PLLC	Bridges, Kevin N Colquitt	jeb@sbaitilaw.com
Counsel for The Charitable DAF Fund LP,			
CLO Holdco, Ltd., Mark Patrick, Sbaiti &			
Company, PLLC., Mazin A. Sbaiti, Jonathan		Brian J Field, Erik S Jaffe,	bfield@schaerr-jaffe.com;
Bridges	Schaerr Jaffe LLP	Aaron Gordon	agordon@schaerr-jaffe.com
		Samuel A Schwartz,	
		Athanasios Eftimios	saschwartz@nvfirm.com;
Counsel for NextPoint Advisors LP	Schwartz Law PLLC	Agelakopoulos	aagelakopoulos@nvfirm.com
Counsel for the Hunter Mountain Trust			
("Hunter")	Sullivan Hazeltine Allinson LLC	William A. Hazeltine, Esq.	whazeltine@sha-llc.com
	Vedder Price Kaufman &		
Counsel for James Dondero	Kammholz	Douglas Joseph Lipke	dlipke@vedderprice.com
			tcimino@vedderprice.com;
		Thomas P Cimino , Jr, William	wthorsness@vedderprice.com;
		W Thorsness, Douglas Joseph	meidelman@vedderprice.com;
		Lipke, Michael Eidelman,	dlipke@vedderprice.com;
Counsel for James Dondero	Vedder Price PC	David L Kane	dkane@vedderprice.com